

Notice of decision not to make Final Order

The Electricity Act 1989

Decision of the Gas and Electricity Markets Authority (“the Authority”) not to make a Final Order

29 October 2019

- 1.1. On 1 October 2019 under section 26(1) and (2) of the Electricity Act 1989 (“Electricity Act”) the Authority issued a Notice of Proposal to issue a Final Order on Robin Hood Energy Ltd (company number 08053212), having its registered office at Loxley House, Station Street, Nottingham, NG2 3NG, the holder of an electricity supply licence granted or treated as granted under section 6(1)(d) of the Electricity Act 1989.
- 1.2. A copy of the Notice of Proposal can be found at:
<https://www.ofgem.gov.uk/publications-and-updates/robin-hood-energy-limited-final-order>.
- 1.3. The Notice of Proposal to issue a Final Order to Robin Hood Energy Ltd was issued as the Authority was satisfied that Robin Hood Energy Ltd was likely to contravene the Renewables Obligations (“RO”) under article 7 of the Renewables Obligation Order 2015 (“ROO”) and article 5 of the Renewables Obligation (Scotland) Order 2009 (“ROS”). The Notice of Proposal explained in particular how Robin Hood Energy Ltd failed to present Renewables Obligation Certificates (“ROCs”), and in the alternative to make payments, to the Authority in relation to the ROO and ROS obligation period 2018-19 by the relevant deadlines. The Authority believed that Robin Hood Energy Ltd was likely to fail to make the necessary payment before the 31 October late payment deadline.
- 1.4. Section 25(1) of the Electricity Act provides that the Authority shall issue a Final Order if it *“is satisfied that the regulated person is contravening, or is likely to contravene, any relevant condition or requirement”*.

- 1.5. On 24 October 2019, Robin Hood Energy Ltd discharged its obligation under the RO by making the full payment of its outstanding RO balance before the 31 October 2019.
- 1.6. Therefore, because the Authority is satisfied that Robin Hood Energy Ltd is no longer in contravention of, or likely to contravene, the ROO and ROS, the Authority has decided not to proceed with issuing a Final Order to Robin Hood Energy Ltd on this occasion.

Dated: 29 October 2019

Signed

Megan Forbes (Chair)

Dr Ulrike Hotopp

Dr Philip Marsden

Enforcement Decision Panel

Duly authorised on behalf of the Gas and Electricity Markets Authority